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**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff,

V.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (BRL)

SIPA Liquidation

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

[illegible]

AFFIDAVIT OF SERVICE

MARIOLA WIATRAK, being duly sworn, deposes and says:

I am employed by the firm of Morrison Cohen LLP, attorneys for David Silver. I am not a party to this action, am over 18 years of age and reside in Forest Hills, New York.

On November 13, 2009, I served copy of the Statement of David Silver in Response to Trustee and SIPC's Motion for an Order Upholding Trustee's Determination Relating to Net Equity Calculation, upon the parties by emailing the interested parties true and correct copies via electronic transmission to the email addresses designated for delivery and/or by placing true and correct copies thereof in sealed packages designated for regular U.S. Mail to those parties as set forth on the attached service list.

/s/ Mariola Wiatrak

MARIOLA WIATRAK

Sworn to before me this
13th day of November, 2009

/s/

NOTARY PUBLIC

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Notices of Appearance

Service via Electronic Notification through ECF Filing